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SECURITY COUNCIL
Forty-ninth year

Letter dated 17 November 1994 from the Permanent Representative of Ukraine addressed to the Secretary-General

I have the honour to transmit herewith the text of the Law of Ukraine entitled "On the accession of Ukraine to the Treaty on the Non-Proliferation of Nuclear Weapons of 1 July 1968", dated 16 November 1994 (see annex).

I should be grateful if you would have the text of the present letter and its annex circulated as a document of the forty-ninth session of the General Assembly, under agenda item 62, "General and complete disarmament", and of the Security Council.

(Signed) Anatoli ZLENKO
Permanent Representative
of Ukraine to the United Nations

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ANNEX

[Original: Russian]

Law of Ukraine on the accession of Ukraine to the Treaty on the Non-Proliferation of Nuclear Weapons of 1 July 1968, dated 16 November 1994

Pursuant to the provisions of the Declaration of State Sovereignty of Ukraine, dated 16 July 1990, the statement by the Verkhovna Rada (Parliament) of Ukraine on the nuclear-free status of Ukraine, dated 24 October 1991, the resolution of the Verkhovna Rada (Parliament) of Ukraine dated 9 April 1992, on additional measures to ensure that Ukraine gains nuclear-free status, the resolution of the Verkhovna Rada (Parliament) of Ukraine dated 18 November 1993, ratifying the Treaty between the Union of Soviet Socialist Republics and the United States of America on the Reduction and Limitation of Strategic Offensive Arms, signed in Moscow on 31 July 1991, and the Protocol thereto, signed in Lisbon on behalf of Ukraine on 23 May 1992, and the resolution of the Verkhovna Rada (Parliament) of Ukraine dated 3 February 1994, on the implementation by the President of Ukraine and the Government of Ukraine of the recommendations contained in paragraph 11 of the resolution of the Verkhovna Rada (Parliament) of Ukraine ratifying the Treaty between the Union of Soviet of Socialist Republics and the United States of America on the Reduction and Limitation of Strategic Offensive Arms, signed in Moscow on 31 July 1991, and the Protocol thereto, signed in Lisbon on behalf of Ukraine on 23 May 1992, the Verkhovna Rada (Parliament) of Ukraine resolves:

To accede to the Treaty on the Non-Proliferation of Nuclear Weapons of 1 July 1968, with the following reservations:

1. The provisions of the Treaty do not fully apply to the unique situation which has come about as a result of the collapse of a nuclear State, the Union of Soviet Socialist Republics;

2. Ukraine is the owner of the nuclear weapons inherited by it from the former USSR. Following the dismantling and destruction of these weapons under the control of Ukraine and in accordance with procedures to render impossible the re-use for their original purpose of the nuclear materials that are components of these weapons, Ukraine intends to use the aforesaid materials exclusively for peaceful purposes;

3. The existence on the territory of Ukraine of nuclear weapons until their complete elimination, and also the necessary work to maintain, service and eliminate those weapons, are not contrary to the provisions of articles I and II of the Treaty;

4. The threat or use of force against the territorial integrity and inviolability of the frontiers or against the political independence of Ukraine by any nuclear State, as well as the use of economic pressure designed to subordinate to that State's own interests the enjoyment by Ukraine of the rights

inherent in its sovereignty, shall be deemed by Ukraine to be exceptional circumstances placing its supreme interests under threat;

5. The instruments on the accession of Ukraine to the Treaty shall be transmitted to the depositary countries of the Treaty upon the entry into force of this Law;

6. This Law shall enter into force once Ukraine has been furnished by the nuclear States with guarantees of its security, in the form of the signing of an appropriate instrument of international law.

A. A. MOROZ
Chairman of the Verkhovna Rada (Parliament)
of Ukraine